

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Schottland	
Application No.: 10/063,792	Group Art Unit: 1722
Filed: 5/13/2002	Examiner: M. A. Patterson
Title: Polycarbonate Articles including Water Bottles with luminescent effect	Confirmation No: 1633
Attorney Docket No.: GEPL.P-051	
Customer No.: 43247	

Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

RESPONSE AFTER FINAL REJECTION

Dear Sir:

This is in response to the Official Action mailed June 15, 2006 for the above-captioned application. Reconsideration of the application is respectfully requested.

As a first matter, Applicants respectfully *request withdrawal of the finality of the rejection* if this application is not allowed. The rejection presents new issues and references not raised previously. The Examiner asserts that the finality is appropriate because it was necessary due to the amendment. However, this amendment was made based on a representation of the Examiner that this would overcome the cited art. Applicants further submit that there is no material difference between the claims as now drafted and those previously presented since the only change in the claims was to change to amend the word "having" to "comprising." MPEP § 2111.03 states that "having" as a transitional phrase must be interpreted in light of the specification, but the Examiner has offered no reason or rationale what interpretation could be given to the term that is broader than "comprising." As such, the new grounds for rejection are not properly the subject of a final rejection.